

Examiner-Initiated Interview Summary	Application No.	Applicant(s)	
	09/728,153	NOMURA ET AL.	
	Examiner	Art Unit	
	Jill A. Warden	1743	

All Participants:

(1) Jill A. Warden.

(2) Jeff. Stone

Status of Application: after final

(3) _____.

(4) _____.

Date of Interview: 6 December 2004

Time: morning

Type of Interview:

- ☒ Telephonic
☐ Video Conference
☐ Personal (Copy given to: ☐ Applicant ☐ Applicant's representative)

Exhibit Shown or Demonstrated: ☐ Yes ☒ No

If Yes, provide a brief description:

Part I.

Rejection(s) discussed:

Proposed obviousness-type double patenting rejection.

Claims discussed:

1-5, 16 and 17

Prior art documents discussed:

US 6,203,850

Part II.

SUBSTANCE OF INTERVIEW DESCRIBING THE GENERAL NATURE OF WHAT WAS DISCUSSED:

See Continuation Sheet

Part III.

- ☒ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview directly resulted in the allowance of the application. The examiner will provide a written summary of the substance of the interview in the Notice of Allowability.
☐ It is not necessary for applicant to provide a separate record of the substance of the interview, since the interview did not result in resolution of all issues. A brief summary by the examiner appears in Part II above.

(Examiner/SPE Signature)

(Applicant/Applicant's Representative Signature – if appropriate)

Continuation of Substance of Interview including description of the general nature of what was discussed: Examiner Warden explained that prosecution would be re-opened and the wick claims would be rejected under the judicially-created obviousness-type double patenting statute as they are obvious over the claims of US 6,203,850. Applicants' representative elected to file a terminal disclaimer today in order to obviate the obviousness-type double patenting rejection so the examiner could allow the claims and pass the application to issue.